Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky **Public Service Commission**211 Sower Blvd.
P.O. Box 615

Frankfort Kentucky 40602-0615

Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

June 19, 2009

David L. Armstrong Chairman

James W. Gardner Vice Chairman

> John W. Clay Commissioner

E.ON U.S. Services, Inc. Attention: J. Gregory Cornett 220 West Main Street P.O. Box 32010 Louisville, Kentucky 40232

Re: Louisville Gas and Electric Company

Petition for Confidential Treatment received 3/31/09

PSC Reference - Case No. 2009-00140 - Nov. 2008 thru Jan. 2009 Quarterly

Gas Supply Clause filing

Dear Mr. Cornett:

The Public Service Commission has received the Confidentiality Petition you filed on March 31, 2009 on behalf of Louisville Gas and Electric Company ("LG&E") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as information contained in LG&E's Nov. 2008 thru Jan. 2009 Quarterly Gas Supply Clause filing. The information is specifically contained in Exhibit B-1, pages 5 and 6, which identifies its suppliers and specific gas volumes delivered along with the costs. Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise LG&E's competitive position in the industry and result in an unfair commercial advantage to their competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, section 7, the Commission has determined that the information you seek to keep confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to LG&E's competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.



Mr. Cornett June 19, 2009 Page 2

If the information becomes publicly available or no longer warrants confidential treatment, LG&E is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely.

leff|Derouen

Executive Director

kg/

cc: Parties of Record